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6 UNITED STATES DISTRICT COURT  
7 DISTRICT OF NEVADA

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9 JORGE MIRANDA-RIVAS,

Case No. 3:16-cv-00663-MMD-CBC

10 Petitioner,

ORDER

11 v.

12 HAROLD WICKMAN, *et al.*,

13 Respondents.

14 Petitioner has filed a motion for stay and abeyance (ECF No. 41). Respondents do  
15 not oppose the motion (ECF No. 45). It is therefore ordered that Petitioner's motion for  
16 stay and abeyance (ECF No. 41) is granted.

17 It is further ordered that this action is stayed pending exhaustion of the unexhausted  
18 claims. Petitioner must return to this Court with a motion to reopen within forty-five days  
19 of issuance of the remittitur by the Nevada Supreme Court at the conclusion of the state  
20 court proceedings. Further, Petitioner or Respondents otherwise may move to reopen the  
21 action and seek any relief appropriate under the circumstances.

22 It further is ordered that the Clerk of Court administratively close this action until  
23 such time as the Court grants a motion to reopen the action.

24 DATED THIS 9<sup>th</sup> day of November 2018.

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27 MIRANDA M. DU  
28 UNITED STATES DISTRICT JUDGE